

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NAHID RIZKA,

Plaintiff,

Case No. 13-cv-14870
Hon. Matthew F. Leitman

v.

STATE FARM FIRE AND
CASUALTY COMPANY,

Defendant.

/

ORDER GRANTING DEFENDANT'S MOTION TO COMPEL (ECF #28)
AND REGARDING DEPOSITION OF NON-PARTY
WITNESS MIKE RIZKA

Pursuant to the agreement of the parties, and for the reasons stated on the record, **IT IS HEREBY ORDERED** that Defendant's Motion to Compel is **GRANTED** and Defendant may take the deposition of Plaintiff's bankruptcy counsel Jon C. Kaner. At Mr. Kaner's deposition, Plaintiff shall not make any objection on the basis of the attorney-client privilege to any questions related to communications Plaintiff had with Mr. Kaner with respect to her bankruptcy proceedings.

IT IS FURTHER ORDERED, for the reasons stated on the record, that the Court will preside over the re-deposition of non-party witness Mike Rizka, and that this re-deposition shall take place within 30 days of this Order. Defendant shall be

limited to 60 minutes of examination of Mr. Rizka during this re-deposition. The parties are directed to consult with the Court's Case Manager to schedule Mr. Rizka's deposition for a time within the next 30 days. No later than 10 days prior to Mr. Rizka's re-deposition, counsel for Defendant shall serve on Plaintiff and deliver to the Court (1) an official transcript of Mr. Rizka's initial deposition; (2) a copy of the video recording of Mr. Rizka's deposition; (3) an audio recording of the referenced telephone call between Mr. Rizka and Defendant's counsel; and (4) a transcript of such call, if one is available.

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: December 17, 2014

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on December 17, 2014, by electronic means and/or ordinary mail.

s/Holly A. Monda

Case Manager

(313) 234-5113